



PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1140 be amended to read as follows:

- 1 Page 2, after line 16, begin a new paragraph and insert:
- 2 "SECTION 2. IC 3-11-4-18, AS AMENDED BY P.L.194-2013,
- 3 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2015]: Sec. 18. (a) If a voter satisfies any of the qualifications
- 5 described in IC 3-11-10-24 that entitle a voter to cast an absentee ballot
- 6 by mail, the county election board shall, at the request of the voter, mail
- 7 the official ballot, postage fully prepaid, to the voter at the address
- 8 stated in the application.
- 9 (b) If the county election board mails an absentee ballot to a voter
- 10 required to file additional documentation with the county voter
- 11 registration office before voting by absentee ballot under this chapter,
- 12 the board shall include a notice to the voter in the envelope mailed to
- 13 the voter under section 20 of this chapter. The notice must inform the
- 14 voter that the voter must file the additional documentation required
- 15 under IC 3-7-33-4.5 with the county voter registration office not later
- 16 than noon on election day for the absentee ballot to be counted as an
- 17 absentee ballot, and that, if the documentation required under
- 18 IC 3-7-33-4.5 is filed after noon and before ~~6 p.m.~~ **8 p.m.** on election
- 19 day, the ballot will be processed as a provisional ballot. The
- 20 commission shall prescribe the form of this notice under IC 3-5-4-8.
- 21 (c) Except as provided in this subsection, section 18.5 of this

chapter, or IC 3-11-10-26.5, the ballot shall be mailed:

- (1) on the day of the receipt of the voter's application; or
- (2) not more than five (5) days after the date of delivery of the ballots under section 15 of this chapter;

whichever is later. If the election board determines that the county voter registration office has received an application from the applicant for registration at an address within the precinct indicated on the application, and the election board determines that this application is pending under IC 3-7-33, the ballot shall be mailed on the date the county voter registration office indicates under IC 3-7-33-5(f) that the applicant is a registered voter.

(d) As required by 42 U.S.C. 15481, an election board shall establish a voter education program (specific to a paper ballot or optical scan ballot card provided as an absentee ballot under this chapter) to notify a voter of the effect of casting multiple votes for a single office.

(e) As provided by 42 U.S.C. 15481, when an absentee ballot is mailed under this section, the mailing must include:

- (1) information concerning the effect of casting multiple votes for an office; and
- (2) instructions on how to correct the ballot before the ballot is cast and counted, including the issuance of replacement ballots.

SECTION 3. IC 3-11-8-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. The polls in each precinct open at 6 a.m. and close at ~~6 p.m.~~ **8 p.m.** on election day.

SECTION 4. IC 3-11-10-11, AS AMENDED BY P.L.221-2005, SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 11. (a) On election day each circuit court clerk (or an agent of the clerk) shall visit the appropriate post office to accept delivery of absentee envelopes at the latest possible time that will permit delivery of the ballots to the appropriate precinct election boards before ~~6 p.m.~~ **8 p.m.**

(b) Not later than noon on election day, the county voter registration office shall visit the appropriate post office to accept delivery of mail containing documentation submitted by a voter to comply with IC 3-7-33-4.5. The office shall immediately notify the county election board regarding the filing of this documentation to permit the board to provide certification of this filing to the appropriate precinct election boards before ~~6 p.m.~~ **8 p.m.**

SECTION 5. IC 3-11-14-19 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 19. Each county election board shall be at its office from 5 a.m. until ~~6 p.m.~~ **8 p.m.** on election day. Upon notice that an electronic voting system is out of order or fails to work, the board shall be ready between those hours to deliver to any precinct in the county:

- (1) necessary paper ballots;

- (2) election booths with an adequate number of stalls;
- (3) ballot boxes; and
- (4) all necessary supplies and equipment as required by law.

SECTION 6. IC 3-12-4-6 IS AMENDED TO READ AS FOLLOWS  
[EFFECTIVE JULY 1, 2015]: Sec. 6. (a) At ~~6 p.m.~~ **8 p.m.** on each election day, the county election board shall assemble in a room to canvass the certificates, poll lists, and tally papers returned by each inspector in the county and to declare the results of the election as provided in this chapter.

(b) The canvassing must be performed in public under IC 5-14-1.5. However, the board may restrict access to parts of the room where election material is being handled or transported to safeguard the material.

(c) Except as provided in section 7 of this chapter, the county executive shall provide a room in the courthouse that contains adequate space to permit members of the public to witness the canvassing of votes."

Renumber all SECTIONS consecutively.

(Reference is to HB 1140 as printed January 30, 2015.)

---

Representative GiaQuinta